



State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

ALTON TEACHERS ASSOCIATION/
NEA-NEW HAMPSHIRE

Complainant

v.

ALTON SCHOOL DISTRICT

Respondent

CASE NO'S: T-0315:6
T-0315:12
T-0315:15

DECISION NO. 94-102

MOTION TO STAY BOARD ORDER PENDING APPEAL

The Board, meeting at its offices in Concord, New Hampshire, on October 18, 1994, took the following actions:

1. It reviewed the District's Motion to Stay PELRB Order Pending Appeal filed on September 3, 1994 relative to cases numbered T-0315:6, T-0315:12 and T-0315:15 as well as the Association's objections thereto filed September 20, 1994.
2. It examined the Association's unfair labor practice charges filed on August 4, 1992, May 27, 1993 and April 11, 1994 as well as the District's responses filed on August 17, 1992, June 11, 1993 and April 26, 1994, respectively.
3. It reviewed its unanimous decisions in each of these matters, namely, Decision No. 92-195 issued December 22, 1992, Decision No. 93-134 issued November 4, 1993 and Decision No. 94-62 issued June 7, 1994.
4. It noted that Motions for Rehearing were filed by the District following each of the foregoing decisions and that each of those motions had been unanimously denied by the PELRB in Decision No. 93-19 issued on February 22, 1993, Decision No. 93-171 issued on December 28, 1993 and Decision No. 94-72 issued on August 2, 1994.

5. It also noted that Case No. T-0315:6 (Decision No. 92-195) and T-0315:12 (Decision No. 93-134) have been accepted for review by the Supreme Court while Case No. T-0315:15 (Decision No. 94-62) has been appealed to and is awaiting acceptance or rejection of further review by the Supreme Court. No requests to stay the PELRB order pending appeal were filed until September 6, 1994, i.e., not until after the denial of rehearing in the third and chronologically last of the denials of the Motions for Rehearing (Decision No. 94-72) under consideration herein and after these three cases had either been accepted by, or appealed to, the Supreme Court for further review.
6. The District's Motion to Stay Board Order Pending Appeal is DENIED.

So ordered.

Signed 26th day of October, 1994.


EDWARD J. HASELTINE
Chairman

By unanimous vote. Chairman Edward J. Haseltine presiding.
Members Richard W. Roulx and E. Vincent Hall present and voting.